



PTO/SB/21 (08-03)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10756,774	
	Filing Date	January 12, 2004
	First Named Inventor	Alan M. EZRIN, Ph.D.
	Art Unit	Not Yet Assigned
	Examiner Name	Not Yet Assigned
Attorney Docket Number	500862001810	

Total Number of Pages in This Submission	9
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ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement (3 pages) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): * PTO 1449 Form (5 pages) w/107 CITED references * Return Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MORRISON & FOERSTER LLP Michael R. Ward - 38,651	(Customer No.: 20872)
Signature	<i>Michael R. Ward</i>	
Date	February 23, 2004	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Alan M. EZRIN, Ph.D. et al.

Serial No.: 10/756,774

Filing Date: January 12, 2004

For: PULMONARY DELIVERY FOR
BIOCONJUGATION

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents marked with an asterisk (*) were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related application Serial Number 09/656,121, filed September 6, 2000, (allowed November 4, 2003) and, accordingly, copies are not included herewith. This protocol conforms with 37 C.F.R. § 1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.
- ☒ **Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required.**
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - ☐ A fee is required. A check in the amount of __ is enclosed.
 - ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the amount of __ is enclosed.
 - ☐ A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

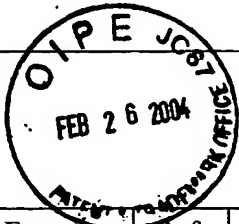
In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing 500862001810. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: February 20, 2004 Respectfully submitted,

By: Michael R. Ward
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Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i>	Docket Number 500862001810	Application Number 10/756,774
	Applicant Alan M. EZRIN, Ph.D. et al.	
	Filing Date January 12, 2004	Group Art Unit Not Yet Assigned
	Mailing Date February 23, 2004	



U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	11/30/82	*4,361,553	Loh et al.			
	2.	07/1984	*4,462,941	Lee et al.			
	3.	3/26/85	*4,507,234	Kato et al.			
	4.	1/1/91	*4,981,979	Sivam			
	5.	5/21/91	*5,017,689	Hruby et al.			
	6.	2/11/92	*5,087,616	Myers et al.			
	7.	8/4/92	*5,135,736	Anderson et al.			
	8.	8/18/92	*5,140,013	Gaudreault et al.			
	9.	12/8/92	*5,169,933	Anderson et al.			
	10.	4/26/94	*5,306,809	Boon et al.			
	11.	12/27/94	*5,376,662	Ockert et al.			
	12.	6/9/96	*5,482,930	Wei et al.			
	13.	02/1996	*5,493,007	Burnier et al.			
	14.	8/20/96	*5,547,667	Angelucci et al.			
	15.	12/1996	*5,580,853	Sytkowski			
	16.	03/18/97	*5,612,034	Pouletty, et al.			
	17.	3/25/1997	*5,614,487	Battersby et al.			
	18.	08/1997	*5,654,276	Barret et al.			
	19.	9/15/98	*5,807,827	Lee et al.			
	20.	8/31/99	*5,945,033	Yen			
	21.	1/2000	*6,013,263	Barney et al.			
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	23.	8/2000	*6,103,236	Suzawa et al.			
	24.	8/2002	*6,437,092	Ezrin et al.			
	25.		*09/623,533	Bridon, et al.			9/5/2000
	26.		*09/623,548	Bridon, et al.			9/5/2000

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	27.		*09/657,276	Bridon, et al.			9/7/2000
	28.		*09/657,295	Bridon, et al.			9/7/2000

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation	
							YES	NO
	29.	12/1993	*9325217	PCT				
	30.	04/1995	*9510302	PCT				
	31.	03/1996	*9606626	PCT				
	32.	6/13/91	*9108220	PCT				
	33.	1/8/98	*9800171	PCT				
	34.	5/20/99	*9924074	PCT				
	35.	05/1999	*9924075	PCT				
	36.	05/1999	*9924462	PCT				
	37.	09/1999	*9948536	PCT				
	38.	04/1994	*0602290	EPO				
	39.	3/19/98	*2,265,861	Canada				
	40.	1/19/95	*9501806	PCT				
	41.	12/21/00	*0076550 A2	PCT				
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	43.	8/11/93	*0554708 A1	EPO				
	44.	7/1997	*9723243	PCT				
	45.	1/1993	*4122210	Germany				

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	46.	* <i>Cancer Research</i> , 1986, 46, 467-473.
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	49.	* <i>Chem. Pharm. Bull.</i> , 1997, 45, (2), 399-401.
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	51.	* <i>Anti-cancer Drugs</i> , 1999, 10, 785-790.
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	69.	*Nucl. Med. Biol., 1992, 19 (6), 685-695.	
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	95.	*Filho, Pharm Sci. 2, 1996, pp. 199-201.
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	97.	*Peptide Research 8 (3) 1995, pp. 124-137.
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	99.	*Blood Cells, Molecules and Diseases 23 (3), 1997, pp. 58-68.
	100.	*Abstract JP 59138958, 1984, Mitsubishi Chemical Industries Co. JP.
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	104.	*J. Med. Chem., 2000, 43, 1253-1256
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	106.	*Allergie et Immunologie, 1996, 28, 186-191
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